

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
EASTERN DIVISION**

**UNITED STATES OF AMERICA**

)

)

v.

)**Case Nos. 1:09-CV-8034-VEH-TMP**

)

**1:08-CR-197-VEH-TMP**

**JANKOWICZ DENOTA MCELDERRY,**

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**Defendant/Movant.**

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**O R D E R**

On July 16, 2010, the magistrate judge filed his report and recommendation in the above-styled cause, recommending that this motion filed pursuant to 28 U.S.C. § 2255 be denied. No objections have been filed.

Having now carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the report is due to be and hereby is **ADOPTED**, and the recommendation is **ACCEPTED**. Consequently, the motion filed pursuant to 28 U.S.C. § 2255 in the above-styled cause is due to be and the same is hereby **DENIED**.

**DONE** and **ORDERED** this the 16th day of August, 2010.



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**VIRGINIA EMERSON HOPKINS**  
United States District Judge

